In the Supreme Court of the United States

OCTOBER TERM, 1971

No. 71-1487

CONFEDERATION LIFE INSURANCE COMPANY,
Petitioner,

vs.

HECTOR de LARA, et al.,
Respondents.

ON PETITION FOR WRIT OF CERTIORARI TO
THE SUPREME COURT OF FLORIDA

MEMORANDUM IN REPLY TO MEMORANDUM TRANSMITTING NOTE FROM THE CANADIAN AMBASSADOR

Respondents, in brief reply to the note from the Ambassador of Canada to the Secretary of State, dated May 15, 1972, transmitted by the Solicitor General of the United States, point out that this unusual attempt to pressure this Court into a review of this case overlooks the fact that the Canadian Government has, through its Supreme Court, reached the same conclusion reached by the Florida Courts. As Respondents point out in their reply brief, if suit had been brought at the home office of the Petitioner, Confederation Life Insurance Company, the result would have been precisely the same under the decision of the Canadian Supreme Court in *Imperial Life Assurance Company of Canada* v. *Colmenares*, 1967 Canada Law Reports (Sup.

Ct.) 447. Presumably, that is the reason that the Government of Canada has determined in its memorandum not to seek leave to intervene and to defend its position in this Court.

Petitioner respectfully suggests that the concern of the Government of Canada cannot influence this Court's decision to review this case when the Government of Canada is bound by the precise rule with which it here expresses concern.

Respectfully submitted,

SHALLE STEPHEN FINE and
JUAN ACOSTA
Attorneys for Respondents
1237 City National Bank Building
Miami, Florida 33130

By: .....
SHALLE STEPHEN FINE

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing was mailed first class, postage prepaid, air mail, to John G. Laylin, William H. Allen and Michael Boudin, Esqs., attorneys for Petitioner, 888 Sixteenth Street, N. W., Washington, D.C. 20006, and regular mail to Thomas H. Anderson and Phillip Newcomm, Esqs., 1000 First National Bank Building, Miami, Florida, 33131, and to Honorable Erwin N. Griswold, Solicitor General of the United States, Department of Justice, Washington, D.C. 20530 and to M. Cadieux, Ambassador of Canada, 700 Sixth Street, N. W., Washington, D.C. 20001, this 20th day of June, 1972.

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SHALLE STEPHEN FINE

